

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Dec 12, 2024

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

ALLSTATE VEHICLE AND
PROPERTY INSRUANCE
COMPANY,

Plaintiff,

v.

JEREMY RICHARDSON,
individually and as Guardian of D.R., a
minor; ANDY LOUIE and CHERYL
LOUIE, a married couple, each
individually and their marital
community comprised thereof,

Defendants.

No. 2:24-CV-00308-MKD

ORDER DISMISSING MINOR
DEFEDANT D.R.

ECF No. 34

Before the Court is the parties' Amended Stipulation of Partial Dismissal of D.R. ECF No. 34. The parties stipulate to the dismissal of Minor D.R. from this action, with prejudice and without an award of attorneys' fees or costs to any party. Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), a plaintiff may dismiss an action without court order by filing a stipulation of dismissal signed by all parties who have appeared. *See also Van Leeuwen v. Bank of Am., N.A.*, 304 F.R.D. 691, 697

ORDER - 1

1 (D. Utah 2015) (“Rule 41(a) ‘allow[s] the dismissal of *all* claims
2 against *one* defendant, so that a defendant may be dismissed from the entire
3 action[.]’” (quoting *Hells Canyon Pres. Council v. United States Forest Serv.*, 403
4 F.3d 683, 687 (9th Cir. 2005))). The stipulation is signed by all parties who have
5 appeared.

6 Accordingly, **IT IS ORDERED:**

- 7 1. The parties’ Stipulation of Partial Dismissal of D.R., **ECF No. 34**, is
8 **GRANTED**.
- 9 2. Pursuant to Rule 41(a)(1)(A)(ii) and the parties’ stipulation, all claims
10 against Minor D.R. are **DISMISSED with prejudice**, without an award of
11 fees or costs.

12 **IT IS SO ORDERED.** The District Court Executive is directed to enter this
13 Order, provide copies to the parties.

14 DATED December 12, 2024.

15 *s/Mary K. Dimke*
16 MARY K. DIMKE
17 UNITED STATES DISTRICT JUDGE
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